

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION

ADJUSTACAM LLC

v.

AMAZON.COM, INC. ET AL.

NO. 6:10-cv-329-LED

JURY

STIPULATED MOTION FOR DISMISSAL WITH PREJUDICE

The plaintiff, AdjustaCam LLC and defendant, Overstock.com, Inc., pursuant to Fed. R. Civ. P. 41(a)(2) and (c), hereby move for an order dismissing all claims and counterclaims in this action asserted between them WITH PREJUDICE, with each party to bear its own costs, expenses and attorneys fees.

September 20, 2011

Respectfully submitted,

BRACEWELL & GIULIANI LLP

ADJUSTACAM LLC

By: /s/ John Allen Yates

John H. Barr, Jr.

Attorney-in-Charge

State Bar No. 00783605

Christopher A. Shield

State Bar No. 24046833

John A. Yates

State Bar No. 24056569

Bracewell & Giuliani LLP

711 Louisiana, Suite 2300

Houston, Texas 77002

(713) 223-2300 - Telephone

(713) 221-1212 – Facsimile

ATTORNEYS FOR OVERSTOCK.COM,
INC.

By: /s/ John Edmonds

John J. Edmonds – LEAD COUNSEL

Texas Bar No. 789758

Michael J. Collins

Texas Bar No. 4614510

Henry M. Pogorzelski

Texas Bar No. 24007852

COLLINS, EDMONDS & POGORZELSKI,
PLLC

1616 S. Voss Rd., Suite 125

Houston, Texas 77057

Telephone: (281) 501-3425

Facsimile: (832) 415-2535

jedmonds@cepiplaw.com

mcollins@cepiplaw.com

hpogorzelski@cepiplaw.com

Andrew W. Spangler
Texas Bar No. 24041960
Spangler Law P.C.
208 N. Green Street, Suite 300
Longview, Texas 75601
(903) 753-9300
(903) 553-0403 (fax)
spangler@spanglerlawpc.com

ATTORNEYS FOR PLAINTIFF
ADJUSTACAM LLC

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3).

September 20, 2011

/s/ John J. Edmonds
John J. Edmonds